

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

MILWAUKEE ELECTRIC TOOL  
CORPORATION,

Plaintiff,

v.

THE INDIVIDUALS, CORPORATIONS,  
LIMITED LIABILITY COMPANIES,  
PARTNERSHIPS AND UNINCORPORATED  
ASSOCIATIONS IDENTIFIED ON  
SCHEDULE A HERETO,

Defendants.

Case No. 23-cv-4555

Judge Martha M. Pacold

**MOTION FOR LEAVE TO FILE AN AMENDED SCHEDULE A**

Plaintiff MILWAUKEE ELECTRIC TOOL CORPORATION (“Plaintiff”), by and through its undersigned counsel, for its Motion for Leave to file an Amended Schedule A, states as follows:

1. On July 14, 2023, Plaintiff filed its Complaint in this case. [Dkt. No. 1].
2. Plaintiff now seeks leave to file an Amended Complaint and dismiss the following Defendant with prejudice. Each party shall bear its own attorney’s fees and costs.

Defendant No. 137 “Comby Power”

3. The Federal Rules of Civil Procedure provide, in relevant part, that a plaintiff may amend its complaint with leave of Court. Federal Rule of Civil Procedure Rule 15(a)(2).
4. Courts generally grant leave to amend a pleading when justice so requires. Plaintiff submits that the filing of an Amended Schedule A to dismiss this Defendant is appropriate at this

time for the matter to proceed. No motion is pending relative to this defendant.

WHEREFORE, Plaintiff MILWAUKEE ELECTRIC TOOL CORPORATION moves this Honorable Court to enter an Order granting it leave to file an Amended Schedule A and dismiss this Defendant with prejudice.

DATED: April 1, 2024

Respectfully submitted,

By: s/ Michael A. Hierl  
Michael A. Hierl (Bar No. 3128021)  
William B. Kalbac (Bar No. 6301771)  
Robert P. McMurray (Bar No. 6324332)  
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Attorneys for Plaintiff  
MILWAUKEE ELECTRIC TOOL  
CORPORATION

**CERTIFICATE OF SERVICE**

The undersigned attorney hereby certifies that a true and correct copy of the foregoing Motion for Leave to File an Amended Schedule A was filed electronically with the Clerk of the Court and served on all counsel of record and interested parties via the CM/ECF system on April 1, 2024.

s/Michael A. Hierl